

#14 DAC



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	:	PATENT APPLICATION
CLETUS N. WELCH et al.	:	
Serial No. 09/755,147	:	Group Art Unit: 1711
Filed: January 8, 2001	:	Examiner: MELANIE D. BISSETT
For: PHOTOCROMIC POLYURETHAN :	:	
COATING AND ARTICLES HAVING :	:	
SUCH A COATING	:	
		Docket No: 1582A1/RCE

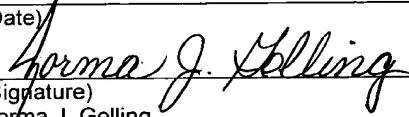
PETITION TO CORRECT FILING DATE AND DATE-IN DISCREPANCY  
UNDER 37 CFR 1.10(c)

Hon. Commissioner of Patents and Trademarks  
Alexandria, VA 22313-1450

Sir:

This Petition requests correction of the incorrect filing date accorded by the United States Patent and Trademark Office to the recently filed Request for Continued Examination (RCE) of the above-captioned application.

Applicants are promptly filing this petition. The undersigned became aware of the error shortly after the postcard included with the application was mailed from the UPSTO on May 28, 2003 and received in the offices of PPG Industries, Inc.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Hon. Commissioner of Patents and Trademarks Alexandria, VA 22313-1450	
June 9, 2003	
(Date)	
	
(Signature)	
Norma J. Golling	
Typed or printed name of person signing certificate	

RECEIVED  
JUN 12 2003  
OFFICE OF PETITIONS

On May 27, 2003 the RCE of the above-captioned patent application was deposited with the United States Postal Service using "Express Mail". Attached to this Petition is a true and correct copy of the "Express Mail" mailing receipt. As can be seen from the attached copy of the mailing receipt, **the RCE application was deposited with an employee of the United States Postal Service at 4:48 PM on May 27, 2003.**

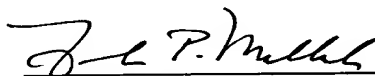
Also attached is a true and correct copy of the return postcard included with the application as mailed bearing the receipt stamp of the United States Patent and Trademark Office, Office of Petitions. As can be seen from the attached copy, the receipt stamp on the postcard indicates that the application was accorded a date-in of May 28, 2003. This date is incorrect.

Applicants respectfully submit that the RCE application should be accorded May 27, 2003 as the filing date since this is the "Express Mail" date of deposit shown on the "Express Mail" mailing receipt. Although Applicants' inadvertently omitted to attach the number of the "Express Mail" mailing label on the transmittal paper for the RCE and indicate the "RCE" Mail Stop on the "Express Mail" mailing label, these were clerical oversights and should not prejudice Applicants. The "Express Mail" mailing receipt clearly and unequivocally shows the deposit date to be May 27, 2003.

It is respectfully requested that the RCE be accorded the correct filing date of May 27, 2003.

It is believed that no fee is due for this request. Nevertheless, if such belief is erroneous, please charge such fee as is appropriate to our Deposit Account 16-2025.

Respectfully submitted,



FRANK P. MALLAK  
Senior Patent Agent  
Registration No. 36,590  
Telephone No. (724) 325-5192  
Facsimile No. (412) 434-4292

Pittsburgh, Pennsylvania  
June 9, 2003